

AUG-11-2005 14:40 HP LEGAL FT COLLINS
TELNET, 142.16.100.100 INTELLECTUAL PROPERTY ADMINISTRATION
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9708987247 P.01/06
ATTORNEY DOCKET NO. 10006721-1

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AUG 11 2005

Inventor(s): Kevin G. Collins et al

Confirmation No.: 2538

Application No.: 09/858080

Examiner: Baturay, Alicia

Filing Date: May 15, 2001

Group Art Unit: 2155

Title: Method And Apparatus To Manage Transactions At A Network Storage Device

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND
IMPROPER CHARGE OF DEPOSIT ACCOUNT

Sir:

I. **REFUND REQUEST**

This is a request for a refund in the amount of \$1,570, with respect to the charge to Deposit Account No. 08-2025, shown on the statement dated 06/30/2005, for the above identified patent application.

(X) A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. **FEES CHARGED FOR WHICH REFUND IS REQUESTED**

1801 for \$790; 1252 for \$450 and 1252 for \$450 = \$1,570.00

III. **EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

The final rejection was mailed June 10, 2005. Applicant filed a response on March 21, 2005-within the 2 mo. time period. The advisory action mailed June 10, 2005 states the due date is three months from the filing date of the final rejection or May 1, 2005. That is incorrect. The due date should be the mailing date of the advisory action -- June 10, 2005. Applicant filed a Request for Continued Examination on June 22, 2005, and should only pay \$120 for a one month extension of time. Applicant was charged twice for the \$790 RCE fee and twice for the \$450 two month extension of time fee.

IV. **MANNER OF REFUND**

Please make refund of \$1,570 crediting Account No. 08-2025.

() I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450
Date of Deposit: _____ OR _____

Respectfully submitted,

Kevin G. Collins et al

By T. Grant Ritz

T. Grant Ritz
Attorney/Agent for Applicant(s)
Reg. No.: 39,819

Date: Aug. 11, 2005

Telephone No.: (000) 000-0000

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Application No. 09/1734 626
Filing Date, 3/16/2001
Title, Method and Apparatus to Manage Transactions on a Network Storage Device

Classification No. 273 B
Examiner: DATURAY, A. M.
Date of Mar. 2003

Non-Resident
Corporation Fox Palomos
PO Box 1445
Albuquerque NM 87123-1445

TRANSMISSION OF INFORMATION FROM A NETWORK DEVICE

26. Identified Invention relates to the following in the International Classification:

(Q) Response Amendment () Addition to entered title to response
 () New or substantially before () Single Entitled Classification
 () No Response See ()
 () Other _____

CLAIMS AS AMENDED IN ORDER THAT A PCT FILED

PCT FOM	1) DATE RECEIVED AND NUMBER AFTER RECEIVED	2) NUMBER FILED	3) NUMBER OF CLAIMS PREVIOUS / FILED FOR	4) PRIORITY DATE	5) NAME OF APPLICANT
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1. AFTER INITIALIZATION OF A LOGICAL RECORDING DEVICE					
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10/10/03	10/10/03	10/10/03	1)	10/10/03	1)
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By Mark D. Trapp, Esq.,
Brett C. Coates
Brett C. Coates
Attorney/Agent for Applicant(s)
Reg. No. 42,861
Date 3-21-2005

Yolo, Docket No. 17-201-221-3700

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